THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.11860 of 2007

DATE: 08-06-2007

Between :

Smt. V.Nagamani

… Petitioner

And

Special Deputy Tashildar,(PDS)
Nandigama, Krishna District and another.

… Respondents

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO. 11860 of 2007

ORDER:

This writ petition is filed questioning the order passed by the Revenue Divisional Officer, dated 07-05-2007, under which the authorization of the petitioner as dealer of the Fair Price shop No.1 of Nandigama village was suspended pending enquiry along with another dealer by name P. Dhanalakshmi, who is the authorized dealer of shop No.7 of the same village alleging that the dealer of shop No.7 had allowed the petitioner to divert 17 bags of PDS rice from her shop into black market contravening clause 17 of Andhra Pradesh State Public Distribution System Control Order, 2001.

It is contended by the petitioner that the alleged diversion into black market is absolutely false and without any basis and as a matter of fact the petitioner has received the stocks for the purpose of distribution to the cardholders only on 31-01-2007.

Since the correctness of the allegations is the subject matter of the enquiry pending before the 2nd respondent, it is neither proper nor necessary for this Court to go into the merits of the case and express any opinion.

Moreover the impugned order being only an order of suspension pending enquiry, it is always open to the petitioner to put forth his version before the Revenue Divisional Officer along

with the supporting material. Hence, I am not inclined to entertain this writ petition and accordingly, the writ petition is disposed of leaving it open to the petitioner to participate in the enquiry that may be conducted by the Revenue Divisional Officer. No costs.

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G. ROHINI, J.

Date:08-06-2007

Note: Issue C.C. in one week.

B/o

KLP